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and

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Attorneys for Defendants

THE NEW ENGLAND PATRIOTS, LP AND
BILL BELICHICK

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

CARL J. MAYER, ON BEHALF OF
HIMSELF AND ALL OTHER SIMILARLY
SITUATED,

Plaintiffs,

vs.

BILL BELICHICK, THE NEW ENGLAND
PATRIOTS, and THE NATIONAL
FOOTBALL LEAGUE,

Defendants.

CIVIL ACTION NO. 07-4671 (GEB)

HON. GARRETT E. BROWN, Chief
Judge

ORAL ARGUMENT REQUESTED

NOTICE OF MOTION

TO: Bruce I. Afran, Esq.
10 Braeburn Drive
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Attorney for Plaintiff

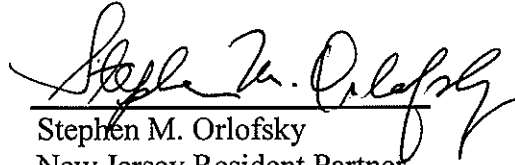
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National Football League

PLEASE TAKE NOTICE that on November 3, 2008 at 10:00 a.m., or as soon thereafter as counsel may be heard, the undersigned attorneys for Defendants, The New England Patriots LP and Bill Belichick ("Defendants"), shall move before the Honorable Garrett E. Brown, Chief Judge, United States District Court for the District of New Jersey, Clarkson S. Fisher Federal Bldg. and U.S. Courthouse, 402 East State Street, Trenton, New Jersey 08608 for an Order granting the Motion of Defendants The New England Patriots, LP and Bill Belichick to Dismiss the Complaint pursuant to Federal Rule of Civil Procedure 12(b)(6).

PLEASE TAKE FURTHER NOTICE that in support of its motion, Defendants The New England Patriots, LP and Bill Belichick will rely on their Memorandum of Law and Declaration of Stephen M. Orlofsky (and the exhibit annexed thereto). A proposed form of Order is also enclosed; and

PLEASE TAKE FURTHER NOTICE that oral argument is requested.



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October 9, 2008